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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/223,660	12/30/1998	WEI MING HU	237/117	1277
23639	7590	02/27/2006	EXAMINER	
BINGHAM, MCCUTCHEN LLP			VO, TIM T	
THREE EMBARCADERO CENTER			ART UNIT	PAPER NUMBER
18 FLOOR			2112	
SAN FRANCISCO, CA 94111-4067				

DATE MAILED: 02/27/2006

Please find below and/or attached an Office communication concerning this application or proceeding.

Docket: 701152-2601 PCM  
Action: Req. reconsideration  
Date Due: 04/27/2006  
Cal KTT



## Notice of Abandonment

Application No.	Applicant(s)
09/223,660	HU
Examiner	Art Unit
VO	2112

**— The MAILING DATE of this communication appears on the cover sheet with the correspondence address—**

This application is abandoned in view of:

1.  Applicant's failure to timely file a proper reply to the Office letter mailed on \_\_\_\_\_.  
 (a)  A reply was received on \_\_\_\_\_ (with a Certificate of Mailing or Transmission dated \_\_\_\_\_), which is after the expiration of the period for reply (including a total extension of time of \_\_\_\_\_ month(s)) which expired on \_\_\_\_\_.  
 (b)  A proposed reply was received on \_\_\_\_\_, but it does not constitute a proper reply under 37 CFR 1.113 (a) to the final rejection.  
     (A proper reply under 37 CFR 1.113 to a final rejection consists only of: (1) a timely filed amendment which places the application in condition for allowance; (2) a timely filed Notice of Appeal (with appeal fee); or (3) a timely filed Request for Continued Examination (RCE) in compliance with 37 CFR 1.114).  
 (c)  A reply was received on \_\_\_\_\_ but it does not constitute a proper reply, or a bona fide attempt at a proper reply, to the non-final rejection. See 37 CFR 1.85(a) and 1.111. (See explanation in box 7 below).  
 (d)  No reply has been received.
  
2.  Applicant's failure to timely pay the required issue fee and publication fee, if applicable, within the statutory period of three months from the mailing date of the Notice of Allowance (PTOL-85).  
 (a)  The issue fee and publication fee, if applicable, was received on \_\_\_\_\_ (with a Certificate of Mailing or Transmission dated \_\_\_\_\_), which is after the expiration of the statutory period for payment of the issue fee (and publication fee) set in the Notice of Allowance (PTOL-85).  
 (b)  The submitted fee of \$\_\_\_\_\_ is insufficient. A balance of \$\_\_\_\_\_ is due.  
     The issue fee required by 37 CFR 1.18 is \$\_\_\_\_\_. The publication fee, if required by 37 CFR 1.18(d), is \$\_\_\_\_\_.  
 (c)  The issue fee and publication fee, if applicable, has not been received.
  
3.  Applicant's failure to timely file corrected drawings as required by, and within the three-month period set in, the Notice of Allowability (PTO-37).  
 (a)  Proposed corrected drawings were received on \_\_\_\_\_ (with a Certificate of Mailing or Transmission dated \_\_\_\_\_), which is after the expiration of the period for reply.  
 (b)  No corrected drawings have been received.
  
4.  The letter of express abandonment which is signed by the attorney or agent of record, the assignee of the entire interest, or all of the applicants.
  
5.  The letter of express abandonment which is signed by an attorney or agent (acting in a representative capacity under 37 CFR 1.34(a)) upon the filing of a continuing application.
  
6.  The decision by the Board of Patent Appeals and Interference rendered on \_\_\_\_\_ and because the period for seeking court review of the decision has expired and there are no allowed claims.
  
7.  The reason(s) below:

lgd

Petitions to revive under 37 CFR 1.137(a) or (b), or requests to withdraw the holding of abandonment under 37 CFR 1.181, should be promptly filed to minimize any negative effects on patent term.



Appl. No.: 09/223,660

Patent  
Docket No. 237/117US  
OI7011522001

**Certificate of Mailing/Transmission (37 C.F.R. § 1.10):**

I hereby certify that this paper is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" (Express Mail Label No. EV348154738US under 37 CFR § 1.10 on the date indicated and is addressed to: Mail Stop Petitions, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Dated: June 28, 2006

Name of Person Certifying:

Printed Name: Cynthia Dawn

Cynthia Dawn

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Wei Ming Hu, Juan R. Loaiza

Assignee: Oracle Corporation

Filing Date: December 30, 1998

Examiner: Tim T. Vo

Application No.: 09/223,660

Group Art Unit: 1277

Title: Method and System for Diagnostic Preservation of the State of a Computer  
System

**PETITION TRANSMITTAL**

Please deliver to Paul Shanoski  
C/O Office of Petitions  
Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In response to the Notice of Abandonment mailed February 27, 2006, the following items are submitted herewith:

- Renewed Petition to Withdraw Holding of Abandonment No Fee Required Pursuant to 37 C.F.R. §1.137(a) (2 pages);
- Declaration of Gerald Chan In Support of Renewed Petition to Withdraw Holding of Abandonment No Fee Required Pursuant to 37 C.F.R. §1.137(a) with copy of docket (Exhibit A) (4 pages);
- Corrected drawings, FIGS. 1-11 (11 sheets)

- Copy of Notice of Abandonment (2 pages);
- Transmittal with certificate of Mailing (2 pages); and
- Return receipt postcard.

Respectfully submitted,  
BINGHAM McCUTCHEN LLP

Dated: June 28, 2006

By: Gerald Chan  
Gerald Chan  
Reg. No. 51,541

Customer Number 23639      BINGHAM McCUTCHEN LLP  
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